

SB3289



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB3289

Introduced 2/14/2014, by Sen. Pat McGuire

SYNOPSIS AS INTRODUCED:

420 ILCS 5/4

from Ch. 111 1/2, par. 4304

Amends the Illinois Nuclear Safety Preparedness Act. Makes changes to the compensation rates for local governments in a provision concerning nuclear accident plans. Effective immediately.

LRB098 19794 MGM 55010 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning safety.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Nuclear Safety Preparedness Act is
5 amended by changing Section 4 as follows:

6 (420 ILCS 5/4) (from Ch. 111 1/2, par. 4304)

7 Sec. 4. Nuclear accident plans; fees. Persons engaged
8 within this State in the production of electricity utilizing
9 nuclear energy, the operation of nuclear test and research
10 reactors, the chemical conversion of uranium, or the
11 transportation, storage or possession of spent nuclear fuel or
12 high-level radioactive waste shall pay fees to cover the cost
13 of establishing plans and programs to deal with the possibility
14 of nuclear accidents. Except as provided below, the fees shall
15 be used to fund those Agency and local government activities
16 defined as necessary by the Director to implement and maintain
17 the plans and programs authorized by this Act. Local
18 governments incurring expenses attributable to implementation
19 and maintenance of the plans and programs authorized by this
20 Act may apply to the Agency for compensation for those
21 expenses, and upon approval by the Director of applications
22 submitted by local governments, the Agency shall compensate
23 local governments from fees collected under this Section.

1 Compensation for local governments shall include \$450,000
2 ~~\$250,000~~ in any year through fiscal year 2014 ~~1993~~, \$1,100,000
3 ~~\$275,000~~ in fiscal year 2015 ~~1994~~ and fiscal year 2016 ~~1995~~,
4 \$1,200,000 ~~\$300,000~~ in fiscal year 2017 and ~~1996~~, ~~\$400,000~~ in
5 fiscal year 2018 ~~1997~~, and \$1,400,000 ~~\$450,000~~ in fiscal year
6 2019 ~~1998~~ and thereafter. Appropriations to the Department of
7 Nuclear Safety (of which the Agency is the successor) for
8 compensation to local governments from the Nuclear Safety
9 Emergency Preparedness Fund provided for in this Section shall
10 not exceed \$1,700,000 ~~\$650,000~~ per State fiscal year.
11 Expenditures from these appropriations shall not exceed, in a
12 single State fiscal year, the annual compensation amount made
13 available to local governments under this Section, unexpended
14 funds made available for local government compensation in the
15 previous fiscal year, and funds recovered under the Illinois
16 Grant Funds Recovery Act during previous fiscal years.
17 ~~Notwithstanding any other provision of this Act, the~~
18 ~~expenditure limitation for fiscal year 1998 shall include the~~
19 ~~additional \$100,000 made available to local governments for~~
20 ~~fiscal year 1997 under this amendatory Act of 1997.~~ The Agency
21 shall, by rule, determine the method for compensating local
22 governments under this Section. The appropriation shall not
23 exceed \$775,000 ~~\$500,000~~ in any year preceding fiscal year 2015
24 ~~1996~~; the appropriation shall not exceed \$1,500,000 ~~\$625,000~~ in
25 fiscal year 2015 ~~1996~~, \$1,700,000 ~~\$725,000~~ in fiscal year 2016
26 ~~1997~~, and \$1,900,000 ~~\$775,000~~ in fiscal year 2017 ~~1998~~ and

1 thereafter. The fees shall consist of the following:

2 (1) A one-time charge of \$590,000 per nuclear power
3 station in this State to be paid by the owners of the
4 stations.

5 (2) An additional charge of \$240,000 per nuclear power
6 station for which a fee under subparagraph (1) was paid
7 before June 30, 1982.

8 (3) Through June 30, 1982, an annual fee of \$75,000 per
9 year for each nuclear power reactor for which an operating
10 license has been issued by the NRC, and after June 30,
11 1982, and through June 30, 1984 an annual fee of \$180,000
12 per year for each nuclear power reactor for which an
13 operating license has been issued by the NRC, and after
14 June 30, 1984, and through June 30, 1991, an annual fee of
15 \$400,000 for each nuclear power reactor for which an
16 operating license has been issued by the NRC, to be paid by
17 the owners of nuclear power reactors operating in this
18 State. After June 30, 1991, the owners of nuclear power
19 reactors in this State for which operating licenses have
20 been issued by the NRC shall pay the following fees for
21 each such nuclear power reactor: for State fiscal year
22 1992, \$925,000; for State fiscal year 1993, \$975,000; for
23 State fiscal year 1994; \$1,010,000; for State fiscal year
24 1995, \$1,060,000; for State fiscal years 1996 and 1997,
25 \$1,110,000; for State fiscal year 1998, \$1,314,000; for
26 State fiscal year 1999, \$1,368,000; for State fiscal year

1 2000, \$1,404,000; for State fiscal year 2001, \$1,696,455;
2 for State fiscal year 2002, \$1,730,636; for State fiscal
3 year 2003 through State fiscal year 2011, \$1,757,727; for
4 State fiscal year 2012 through State fiscal year 2014 and
5 ~~subsequent fiscal years~~, \$1,903,182; for State fiscal year
6 2015 and State fiscal year 2016, \$1,962,273; for State
7 fiscal year 2017 and State fiscal year 2018, \$1,971,364;
8 for State fiscal year 2019 and subsequent fiscal years,
9 \$1,989,546.

10 (3.5) The owner of a nuclear power reactor that
11 notifies the Nuclear Regulatory Commission that the
12 nuclear power reactor has permanently ceased operations
13 during State fiscal year 1998 shall pay the following fees
14 for each such nuclear power reactor: \$1,368,000 for State
15 fiscal year 1999 and \$1,404,000 for State fiscal year 2000.

16 (4) A capital expenditure surcharge of \$1,400,000 per
17 nuclear power station in this State, whether operating or
18 under construction, shall be paid by the owners of the
19 station.

20 (5) An annual fee of \$25,000 per year for each site for
21 which a valid operating license has been issued by NRC for
22 the operation of an away-from-reactor spent nuclear fuel or
23 high-level radioactive waste storage facility, to be paid
24 by the owners of facilities for the storage of spent
25 nuclear fuel or high-level radioactive waste for others in
26 this State.

1 (6) A one-time charge of \$280,000 for each facility in
2 this State housing a nuclear test and research reactor, to
3 be paid by the operator of the facility. However, this
4 charge shall not be required to be paid by any
5 tax-supported institution.

6 (7) A one-time charge of \$50,000 for each facility in
7 this State for the chemical conversion of uranium, to be
8 paid by the owner of the facility.

9 (8) An annual fee of \$150,000 per year for each
10 facility in this State housing a nuclear test and research
11 reactor, to be paid by the operator of the facility.
12 However, this annual fee shall not be required to be paid
13 by any tax-supported institution.

14 (9) An annual fee of \$15,000 per year for each facility
15 in this State for the chemical conversion of uranium, to be
16 paid by the owner of the facility.

17 (10) A fee assessed at the rate of \$2,500 per truck for
18 each truck shipment and \$4,500 for the first cask and
19 \$3,000 for each additional cask for each rail shipment of
20 spent nuclear fuel, high-level radioactive waste,
21 transuranic waste, or a highway route controlled quantity
22 of radioactive materials received at or departing from any
23 nuclear power station or away-from-reactor spent nuclear
24 fuel, high-level radioactive waste, transuranic waste
25 storage facility, or other facility in this State to be
26 paid by the shipper of the spent nuclear fuel, high level

1 radioactive waste, transuranic waste, or highway route
2 controlled quantity of radioactive material. Truck
3 shipments of greater than 250 miles in Illinois are subject
4 to a surcharge of \$25 per mile over 250 miles for each
5 truck in the shipment.

6 (11) A fee assessed at the rate of \$2,500 per truck for
7 each truck shipment and \$4,500 for the first cask and
8 \$3,000 for each additional cask for each rail shipment of
9 spent nuclear fuel, high-level radioactive waste,
10 transuranic waste, or a highway route controlled quantity
11 of radioactive materials traversing the State to be paid by
12 the shipper of the spent nuclear fuel, high level
13 radioactive waste, transuranic waste, or highway route
14 controlled quantity of radioactive material. Truck
15 shipments of greater than 250 miles in Illinois are subject
16 to a surcharge of \$25 per mile over 250 miles for each
17 truck in the shipment.

18 (12) In each of the State fiscal years 1988 through
19 1991, in addition to the annual fee provided for in
20 subparagraph (3), a fee of \$400,000 for each nuclear power
21 reactor for which an operating license has been issued by
22 the NRC, to be paid by the owners of nuclear power reactors
23 operating in this State. Within 120 days after the end of
24 the State fiscal years ending June 30, 1988, June 30, 1989,
25 June 30, 1990, and June 30, 1991, the Agency shall
26 determine the expenses of the Illinois Nuclear Safety

1 Preparedness Program paid from funds appropriated for
2 those fiscal years.

3 (Source: P.A. 97-195, eff. 7-25-11; 97-732, eff. 6-30-12.)

4 Section 99. Effective date. This Act takes effect upon
5 becoming law.